

Bureau of Internal Affairs
Confidential Investigation Section

26 JAN 2012

TO: Juan RIVERA
Chief
Internal Affairs Division

FROM: Sergeant Michael BARZ #2625
Confidential Investigations Section
Internal Affairs Division

SUBJECT: Initiation of a Confidential Complaint Log Number 1051475

ACCUSED: Chicago Police Sergeant Jose LOPEZ #809
Employee Number: [REDACTED]
Date of Appointment: 06 FEB 1995
Date of Birth: [REDACTED]
Unit of Assignment: 311

Chicago Police Detective Anthony AMATO #20511
Employee Number: [REDACTED]
Date of Appointment: 21 JUN 1999
Date of Birth: [REDACTED]
Unit of Assignment: 393

Chicago Police Officer Victor RIVERA #13011
Employee Number: [REDACTED]
Date of Appointment: 03 JAN 2005
Date of Birth: [REDACTED]
Unit of Assignment: 311

COMPLAINANT: [REDACTED]
M/1/37
Date of Birth: [REDACTED]
Address Unconfirmed
CB: [REDACTED]
IR# [REDACTED]

Attorney: Sam Adam Jr.
6133 South Ellis Avenue
Chicago IL 60637

ALLEGATION: The complainant [REDACTED] by way of his Attorney [REDACTED] alleged he was arrested by Chicago Police Officers on October 2, 2009 and in course of his arrest a consent to search for his residence was prepared. The complainant [REDACTED] alleged

C.R.# 1051475
ATTACHMENT 4
Page 1 of 3

26 JAN 2012

the signature on this consent to search document was not his signature and this document was the basis for the search of his residence where narcotics and firearms were recovered and he was criminally charged with.

DATE & TIME: October 2, 2009 at 0232 to 0240 hours

LOCATION: [REDACTED]

NOTIFICATION: TOUSSANT #56896 at IPRA on January 26, 2012 at 1045 hours.

On January 25, 2012 Reporting Sergeant met with Assistant Cook County State's Attorney LuAnn SNOW at her office and she related in essence the following:

[REDACTED] was arrested by Chicago Police Officers on October 2, 2009 after a traffic stop and subsequent custodial search revealed narcotics. A post arrest interview was conducted with [REDACTED] by the arresting officers were a consent to search was allegedly signed by [REDACTED] to allow the arresting officers to search [REDACTED] residence.

This consent to search was supervised by Sergeant LOPEZ and inventoried in this investigation. A search of [REDACTED] residence was done by the arresting officers where more narcotics and two firearms were recovered. [REDACTED] was charged accordingly for the narcotics and firearms recovered in his residence.

At trial, his Attorney had a handwriting expert conduct an analysis on [REDACTED] signature as it appeared on the consent to search. The handwriting expert concluded that in his professional opinion the consent to search signature of [REDACTED] was not written by [REDACTED]

The Cook County State's Attorney Office conducted their own analysis of this signature through their experts at the Illinois State Police and also concluded that the signature of [REDACTED] was not written by [REDACTED]

The criminal case was dismissed by the State based on this handwriting analysis. This investigation was documented under [REDACTED]

Reporting Sergeant informed ASA SNOW that the Internal Affairs Division would conduct an investigation into this matter and report back to her office any criminal findings.

ASA provided the following documents to assist in this investigation:

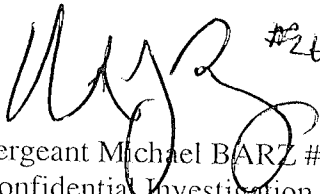
C.R.# 1051475
ATTACHMENT 4

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Confidential Investigation Section

26 JAN 2012

[REDACTED] arrest report ✓
[REDACTED] criminal history report ✓
Illinois State Police Laboratory Report Case [REDACTED]
ATF Firearm Tracing Documents ✓
Vehicle Tow Report ✓
Prisoner Transportation Transmittal – [REDACTED]
Illinois State Police Laboratory Report Case [REDACTED]
Vice Case Report – [REDACTED]
Supplementary Report – [REDACTED]
Grand Jury Transcripts [REDACTED]
Gang Enforcement Section Supplementary Report H [REDACTED]
[REDACTED] Offender Visiting List
Anagraphics Documents.

Reporting Sergeant included the PCAD from this event which indicated that Beat 6711, Sergeant LOPEZ, conducted a consent to search and search for this incident from 0232 hours to 0607 hours on October 2, 2009.

 #2625
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